

GOVERNMENT OF ANDHRA PRADESH

**ABSTRACT**

Suits – High Court – W.P.MP.No.41317/2010 in W.P.No. 23626 of 2008 filed by Mulakala Somasekhhar of Warangal District – Permission for deposit of an amount of Rs.70,61,095/- towards land compensation as per Court Orders – Accorded.

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IRRIGATION & CAD (PW:EA) DEPARTMENT

**G.O.Ms.No. 33**

**Dated:13.06.2011**

Read the following:-

- (1) From the Dt. Collector, Warangal Lr.No. Rc.No.G1/4050/2004, dated 18.03.2011.
- (2) Govt. Memo.No. 7687/EA/2011-1, dated: 08.04.2011 & 19.04.2011.
- (3) From the CE, MI Lr.No. DCE-II/OT1/SO4/ Jawaharnagar/ Venkatapur/Wgl/11-12, dated 20.04.2011.
- (4) From the Dt. Collector, Warangal Lr.No. Rc.No.G1/4050/2004, dated 15.04.2011 and 24-05-2011.

-x-x-x-

**ORDER:**

In the letter 1<sup>st</sup> read above, the District Collector, Warangal has stated that the Executive Engineer, I&CAD Department, I.B. Division, Warangal has submitted requisition for acquisition of land to an extent of Ac. (42-23½) Gts. for tank formation across stream near Gudikunta of Jawahar Nagar H/o Venkatapur Village under NABARD (RIDF-III) vide his Lr.No.DB/HD/D6/1858/16/M, dt. 13.08.1998. But he has deposited only Rs.6,48,000/- instead of total amount as estimated by the LAO/RDO, Mulug. The remaining amount is pending even after repeated reminders from the LAO/RDO. Due to which, the L.A. Proc. could not be initiated and pending since then. In the year 2008, one of the land looser Sri Mulakala Somasekhhar S/o Late Veera Bhadraraiha of Warangal District had filed W.P.No.23626 of 2008 in the Hon'ble High Court of A.P. Hyderabad seeking orders for payment of compensation for his lands submerged in the said tank. The Honble High Court in its order dated 1.03.2011 in W.P.MP.No.41317/2010 in W.P.No.23626/2008 has passed orders as follows:

***“the first respondent-District Collector (Land Acquisition Officer, Warangal) is directed to take necessary steps and pay compensation to the petitioner, as per law, within a period of eight weeks from the date of receipt of a copy of this order. If the first respondent fails to do so, he shall appear in person before this Court”.***

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2. The District Collector, Warangal has further stated that the Government Pleader for land acquisition, High Court of A.P, Hyderabad vide Lr. dated 01.03.2011 has advised to comply the orders, dated 01.03.2011 of the Hon'ble High Court in order to avoid personal appearance on 29.04.2011 and that he has requested the Govt. to release an amount of Rs. 1,47,69,345.00 to the LAO/RDO, Mulug as expeditiously as possible, so as enable to pay 80% land compensation since the L.A. Proceedings had already been initiated duly invoking urgency clause U/s 17(2) of the L.A. Act to avoid further legal complications.

3. The Chief Engineer in the letter 3<sup>rd</sup> read above has stated that the Land Acquisition proposals have been submitted by the Executive Engineer, I&CAD, IB Division, Warangal on 13.08.1998. Subsequently, the Executive Engineer vide his letter No.A1/76/79/M, dated 15.04.1999 deposited an amount of Rs.6,48,000/- through cheque No. 022693 dated 31-03-1999 with Revenue Divisional Officer, Mulugu. And he has requested the Government to provide Rs.70,61,095/- (77,09,095-6,48,000) towards payment of compensation for the lands acquired for tank formation across stream near Gudikunta

4. Government after careful examination, hereby accord permission to the Chief Engineer, Minor Irrigation, Hyderabad to deposit an amount of Rs.70,61,095/- lakhs (Rupees Seventy lakhs sixty one thousand and ninety five only) (77,09,095 – 6,48,000) towards balance land compensation as per the orders of High Court in W.P.M.P.No. 41317/2010 in W.P.No. 23626/2008, dated 01.03.2011 under the “Head of Account 4702COL on Minor Irrigation-MH 101 Surface Water GH.11 NSP-SH(12)-530/532 Lands (Charged)” for the land acquisition for tank formation across stream near Gudikunta, Jawaharnagar (V), Venkatapur (M), Warangal District subject to condition that the Chief Engineer, Minor Irrigation shall verify and confirm the decretal amount.

5. The Chief Engineer, Minor Irrigation, Hyderabad shall take necessary action accordingly.

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6. This order issues with the concurrence of Fin. (Exp.PW) Department vide their U.O.No. 13177/336/A1/Exp.PW/11, dated 20.05.2011.

( BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**PRASANTA MAHAPATRA**  
**PRINCIPAL SECRETARY TO GOVERNMENT (I)**

To  
The Chief Engineer, Minor Irrigation, Errummanzil, Jalasoudha,  
Hyderabad.  
The District Collector, Warangal.  
The A.G. A.P. Hyderabad.  
The Pay & Accounts Officer, Warangal

**Copy to:**

The Fin (Exp.PW) Dept.  
The P.S. to Prl. Secy. (Irr.)  
The P.S. to Spl. Secy. (AKJ)  
SF/SC

// Forwarded :: By Order //

SECTION OFFICER